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PATENT
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00537-181002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Francis X. Ignatious

APPLICATION NO.: 09/744,350

FILED: May 22, 2001

FOR: **ENCAPSULATION OF WATER
SOLUBLE PEPTIDES**

Assistant Commissioner of Patents
Washington, D.C. 20231
BOX AMENDMENT

EXAMINER: **Michael L. BORIN**

ART UNIT: 1631

H12
Plunkett
9/4/02

CERTIFICATE OF MAILING

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

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8/15/2002

Alan F. Feeney

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the communication mailed February 22, 2002 (hereinafter the "instant Action"), the Applicant respectfully requests reconsideration of the instant Action and withdrawal of the restriction requirement lodged against Claims 17-48.

REMARKS

In the instant Office Action, Claims 17 – 48 are listed as pending and Claims 17 – 48 are listed as subject to a restriction requirement.

The Examiner has alleges that the following groups of claims define patently distinct inventions:

- I. Claims 17-29, drawn to a first method of making polymer microspheres, classified in class 427, subclass 213.3;
- II. Claims 33-45, drawn to a second method of making polymer microspheres, classified in class 427, subclass 213.3; and